IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NORTH DAKOTA NORTHEASTERN DIVISION

Kurt Armstrong,)
Plaintiff,) Case No. 2:11-cv-13
-VS-)
	ORDER ADOPTING REPORT AND
Lawrence Grube,) RECOMMENDATION
)
Defendant)

On June 14, 2011, the Honorable Karen K. Klein, United States Magistrate Judge, filed a Report and Recommendation pursuant to 28 U.S.C. § 636, granting Plaintiff's motion to amend the complaint and recommending that Defendant's motion to dismiss be denied (Doc. #21). No party has filed an objection to the Report and Recommendation within the prescribed period of time.

The Court has reviewed the Report and Recommendation, along with the entire file, and agrees with the Magistrate Judge's analysis and recommendation. Accordingly, the Court hereby adopts the Report and Recommendation in its entirety. For the reasons set forth therein, Defendant's motion to dismiss for lack of jurisdiction (Doc. #5) is **DENIED**.

IT IS SO ORDERED.

Dated this 29th day of June, 2011.

/s/ Ralph R. Erickson
Ralph R. Erickson, Chief Judge
United States District Court